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WILSON CARE HOME KAILUA, LLC

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

KOBER HANSSEN MITCHELL
ARCHITECTS, INC.,
Plaintiff,

vs.

WILSON CARE HOME KAILUA, LLC
Defendants.

CIVIL NO. 14-00479 DKW/BMK
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**DEFENDANT'S MOTION TO
DISMISS COMPLAINT;
MEMORANDUM IN SUPPORT OF
MOTION; DECLARATION OF
ANDREW J. LAUTENBACH;
EXHIBITS 1-5; CERTIFICATE OF
SERVICE**

DEFENDANT'S MOTION TO DISMISS COMPLAINT

Defendant WILSON CARE HOME KAILUA, LLC (“**Wilson**” or “**Defendant**”), by and through its undersigned attorneys, respectfully moves this Court for an order dismissing, with prejudice, the Complaint filed by Plaintiff KOBER HANSSEN MITCHELL ARCHITECTS, INC. (“**KHMA**” or “**Plaintiff**”) on October 21, 2014 [Doc. 1] (“USDC Complaint”).

This motion is brought pursuant to the FRCP Rules 7, 8, and 12(b)(6), Local Rules of the District Court for the District of Hawai'i Rules 7.1, 7.5, 7.7, and 10.2, and is supported by the attached memorandum; declaration, exhibits, files and pleadings in this case; and any evidence or arguments as may be presented at the hearing on this matter.

DATED: Honolulu, Hawai'i, November 25, 2014.

/s/ Andrew J. Lautenbach

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Attorneys for Defendants

WILSON CARE HOME KAILUA, LLC